

Minutes of the regular meeting of the City Council held January 15, 1992 at 7:00 p.m. in the Council Chambers of the City Hall, Bountiful, Utah.

Present:	Mayor:	Bob Linnell
	Council Members:	C. Harold Shafter, Renee Coon, John Cushing, Barbara Holt and Leslie Foy
	City Manager:	Tom Hardy
	City Attorney:	Layne Forbes
	City Engineer:	Jack Balling
	City Recorder:	Arden Jenson
	City Treasurer:	Ira Todd
	Planning Director:	Ron Reed Boothe
	Rec. Secretary:	Nancy Lawrence
	Department Heads:	Dick Duncan, Streets

Official Notice of this meeting had been given by posting a written notice of same and an Agenda at the City Hall and providing copies to the following newspapers of general circulation: Davis County Clipper, Deseret News, and Salt Lake Tribune.

Mayor Linnell called the meeting to order, following which Councilwoman Coon led the pledge of allegiance to the flag. The invocation was given by Councilman Shafter.

Minutes of the special meeting of the City Council held January 6, 1992 were presented and approved as written on a motion made by Councilman Cushing and seconded by Councilwoman Holt. Voting was by a majority with Councilwoman Coon abstaining. (She was not in attendance at the January 6th meeting).

Minutes of the regular meeting of the City Council held January 8, 1992 were presented and unanimously approved as written on a motion made by Councilwoman Holt and seconded by Councilman Foy.

EXPENDITURES AND EXPENSES APPROVED FOR TWO DECEMBER LISTINGS

Mr. Jenson presented the Expenditure and Expense Report for the Period December 28-31, 1992 (\$274,624.09) and the Summary of Expenditures for December in the amount of \$2,401,295.60. Following a brief review, these reports were unanimously approved on a motion made by Councilman Shafter and seconded by Councilwoman Holt.

ALTERNATIVES FOR GARBAGE COLLECTION CONSIDERED

The Mayor recognized a large group of citizens in attendance and requested that Mr. Hardy discuss the issue of garbage collection for a portion of the Val Verda area which was recently annexed into the City.

Mr. Hardy reviewed that the City annexed an area of about 300 homes from the Val Verda area in 1987. The garbage collection for this area has been done by Olen Sheriff under a

private agreement. Notice has been given to these residents that the tipping fees, which have previously been paid by the County, will no longer be paid by the County and will be the responsibility of the private carrier. The carrier (Sheriff) will pass those fees on to the citizen, resulting in a rate increase from \$4.33/month to \$12.93/month. Sheriff has notified the residents that the tipping fee would be billed quarterly (\$25.80/quarter) and the collection fee will be billed annually, as in the past (\$52/year).

Mr. Hardy explained that in 1984 when the County Commissioners drew the boundary for the consolidated waste service district, it included all of Davis County, with the exception of Bountiful City. As long as there are bonds outstanding, the boundaries of the service district cannot be changed. He said that the City contacted the Service District (commonly referred to as the "burn plant") and they expect to collect all garbage as outlined in the original boundaries and to be paid for processing it. Mr. Hardy further clarified that the "burn plant" has contracted with Hill Air Force Base to provide steam (produced as a by-product from burning waste) . If the size of the service district were reduced, it would result in less garbage, less steam, and an inability to fulfill the contract with HAFB.

With the above factors present, Mr. Hardy outlined the following alternatives for garbage collection for the newly annexed area:

1. Continue with the present hauler (0. Sheriff) at the new rates quoted (\$12.93/month).
2. Contract with Bountiful to collect and haul the garbage (\$9.25 - - \$3. 25/collection; \$6.00/tipping). This bid is based on an average of 1.37 tons of garbage/household/year at the current burn plant tipping fee (\$50.00 per ton). He said that this is not a fixed rate, but it would be tied directly to the tipping fee charged by the burn plant and could increase or decrease.
3. Obtain bids from other private haulers.

He emphasized that the entire area would need to be served by the same provider. The purpose of putting this matter on the Agenda this evening is to see if there is something the City can do to help these residents. However, there is no legal requirement on the part of the City to provide the garbage service.

Mayor Linnell stated that this had not been advertised as a public hearing. However, he was interested in hearing from the citizens in attendance. Ray Connors (512 Heritage Drive), Craig Goaslind (397 West Heritage Dr.), Rick Smith (527 West 2800 South), David Carter (2971 South 450 East) , Earl Price (517 Heritage Drive) , and Candy Vigil (526 West 2800 South) all expressed a desire to receive garbage service from the city and to be out of the consolidated waste service district.

Kenneth Searcy (2967 South 450 West) requested that the Council consider providing garbage collection and disposal service for the area in question at the same rate as is charged other city residents (\$6.00/month: \$3.25 for collection and \$1.75 for disposal) . As residents of

the City, he said that they should receive the same privileges and level of service as other residents. He proposed that the cost of hauling their garbage to the burn plant be divided among all city residents. Mayor Linnell gave examples of special districts in the city where a specific group of citizens are charged for improvements which affect just their area. He also noted that property and sales taxes are not used to provide garbage service, but that the cost of the service is supported through the fees generated.

Mayor Linnell took a "straw vote" to determine the preference of those in attendance and all voted in favor of having Bountiful provide the garbage service, based on the fact that it would be less costly than the bid from their current hauler. (Mr. Searcy clarified that his vote included the provision that Bountiful charge the same rate as other city residents pay).

Gerald Barfuss, representing the Bountiful Area Chamber of Commerce, requested that the Council not take action this evening, but give time for further study and consideration. Former mayor, Elmer Barlow, reviewed his position against the solid waste service district and encouraged the Council to do all they could to assist these residents. He suggested that if the City does provide the service, that the residents be permitted to pay for their containers on a time basis. He also suggested that there be an opportunity for other haulers to bid on the service to make sure that we don't encroach on private enterprise.

As chairman of the Sanitation Committee, Councilwoman Coon stated that they had discussed the issue but had not taken any action. From a personal position, she said she would like to see the City help the residents "as much as we can" and that it be resolved as quickly as possible.

Councilwoman Holt asked Mr. Forbes if the city would obligate itself to the burn plant in any way by hauling garbage there for processing. Mr. Forbes said "no", that the only way we would become a part of the service district would be to go through the hearing process and adoption of a resolution.

Councilwoman Holt said that she would like to have the City help as much as possible. However, she felt it was important to receive input from all the residents involved. She made a motion that (1) a questionnaire go out to all residents to determine their position on the issue; (2) the Sanitation Committee assist the residents in putting the service out for to determine if it can be done as reasonably as the City has quoted; and (3) that the committee make a recommendation back to the Council in a timely manner. She said that although she was extremely concerned about the plight of the residents, she was also concerned that the City not get involved in the business of private enterprise. Councilwoman Coon seconded the motion.

Mr. Hardy pointed out that the time-frame required to work through the parts of Councilwoman Holt's motion would take several months and he noted the necessity of the residents needing to take action now with regard to their present hauler. Once a decision is made, it will take two months lead time in order for the City to get the garbage cans and provide the service.

Councilman Shafter stated that he did not think a private hauler could provide the service

as economically as the City and he emphatically said that he felt all City residents should receive City garbage service. Councilman Foy stated that he felt the service of the City would be in the best interest of the residents and he noted that all of the residents in attendance have voted for City service. Councilman Cushing recognized the position of those residents in attendance. However, he said that the Council needs to study the matter further and all residents should have the opportunity to express their desires.

Councilwoman Holt amended her motion to include the provision that the questionnaire be worded to poll residents opinions based on the cost effectiveness of the haulers. Councilwoman Coon seconded the amendment and voting on the motion was by a majority. Councilman Shafter voted "nay", stating that he was opposed to having private haulers provide residential garbage collection service in the City.

Mr. Price stated that he would be happy to hand-carry the questionnaire to expedite the process. Mayor Linnell stated that the City will let the residents know when the Committee recommendation will be placed on the Council agenda and he suggested that February 5th would be the very earliest that this would happen.

PRELIMINARY APPROVAL GRANTED TO RESTAURANT AT 401 WEST 500 SOUTH - FRED OSTERLOH

Mr. Boothe presented the site plan for a proposed Mexican restaurant at 401 West 500 South (Fred Osterloh, developer) and stated that it is the recommendation of the Planning Commission that preliminary approval be granted with no restrictions or conditions attached. Councilwoman Holt said that the Planning Commission gave unanimous approval to this request. One item of discussion that needs to be noted was that the dumpster will be in an unscreened open area for a trial period. Approval of this variation was given on the condition that it be placed in an area out of public view. Councilwoman Holt made a motion to grant preliminary approval as requested. Councilman Shafter seconded the motion and voting was unanimous.

PLANNING DIRECTOR, JON REED BOOTHE, 44 ANNOUNCES PLAN TO RETIRE

Mr. Hardy stated that Mr. Boothe has served as planning director for the past 26 years and has announced his retirement, effective October 1, 1992. The announcement is being made in advance to provide for time in which to hire and train his replacement. Mr. Hardy praised Mr. Boothe for his dedicated service to the City and cited numerous accomplishments which have been made under Mr. Boothe's direction. At the end of September, Mr. Boothe will have 30 years with the State retirement system through a combination of his employment with the City of Bountiful and Salt Lake County.

Mr. Boothe stated that he has enjoyed working with the City staff and Council over the past years and deferred further comments until his retirement.

COUNCIL APPROVES DRAFTING A JOB DESCRIPTION AND HIRING OF PLANNING AND REDEVELOPMENT DIRECTOR

Mr. Hardy requested the Council's approval to draft a job description which will combine

the duties of the Redevelopment Director and Planning Director into one position. He noted that although the majority of the time would be in the duties of planning (about 90 percent planning and 10 percent RDA), the two responsibilities are closely related and logically fit together. Councilman Foy made a motion that the city manager be authorized to recruit a new planning/redevelopment director according to the job description which will be drafted. Councilman Shafter seconded the motion which carried unanimously. Councilman Shafter pointed out that Mr. Hardy has handled the duties of the Redevelopment Director since the Council requested that of him several years ago and he expressed appreciation to Mr. Hardy for serving in that capacity.

The meeting adjourned at 8:39 p.m. on a motion made by Councilwoman Coon and seconded by Councilman Shafter.